

567—150.1(455B) Authority, purpose, scope and policy.

150.1(1) *Authority.* This chapter is prescribed by the commission pursuant to authority granted in Iowa Code section 455B.453, which relates to the siting of certain hazardous waste treatment, storage and disposal facilities.

150.1(2) *Purpose.* The purpose of these rules is to protect the public health and environment by providing a unified procedure involving all affected persons and agencies, for establishing appropriate sites and properly designed facilities for the treatment, storage and disposal of hazardous waste in Iowa, in cases within the scope of this chapter. Emphasis on alternatives to land burial of hazardous waste shall be made whenever possible.

150.1(3) *Scope.* These rules apply to the application and decision making for licensing the site for construction and initial operation and maintenance of any hazardous waste treatment, storage or disposal facility, or significant alteration thereof. A facility which is contiguous to the source of generation of the waste and is owned and operated by and exclusively for the treatment, storage and disposal of hazardous waste of the generator is not covered by this chapter. The definitions of Iowa Code section 455B.442 and rule 150.2(455B) further define coverage. Other rules of the department, particularly within this title, cover other aspects of hazardous waste management.

150.1(4) *Policy.* These regulations reflect the following policies of the commission:

a. A thorough, public development of information describing the present and future impacts a facility's construction and use would have on the public health and environment, the need for the facility, the nature of the site and surrounding area and the concerns and requirements of other agencies is necessary for a just and reasonable determination.

b. The proceedings to license a site should be conducted in a manner which is as expeditious and economical as possible without compromising the commission's main obligation of protecting the public health and environment and its policy of developing a full record.

c. The applicant shall accept primary responsibility for qualitative and quantitative information it provides in support of its application, and shall disclose any and all information known to the applicant which would reasonably be expected to affect the commission's licensing decision.

d. All parties to the licensing proceeding and any person presenting oral or written comments at the hearing shall guide their conduct in the proceedings by the above considerations and shall make every effort to avoid unnecessary delays in the proceeding.